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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor Name(s): Kenneth B. Flaniken

Attorney Docket No. P2004/001

PTO Art Group: 3765

Filing Date: January 23, 2004

App. Serial No: 10/763,830

Confirmation Number: 7692

Examiner: Alissa L. Hoey

Title of Invention: **GARMENT HAVING HEAD-AND-FACE COVER**

RESPONSE TO COMMUNICATION OF JANUARY 24, 2005

Certificate of Mailing under 37 C.F.R. § 1.8

I hereby certify that I, Martin A. Weeks, mailed this Response by first class mail on January 27, 2005.

Martin A Weeks

JAN 31 2005

RESPONSE TO COMMUNICATION OF JANUARY 24, 2005

The subject application was filed on January 23, 2004. On October 19, 2004, the Examiner mailed an Office Action that identified three patentably distinct species and required Applicant to make an election of species.

In response to restriction requirement of October 19, 2004, applicant filed a response on November 1, 2004, provisionally electing with traverse the species disclosed by FIGS. 1-4 and claimed by claims 1-7, 8, 11-12, 14, 16, 17, 19 and 20.

In the communication of January 24, 2004, the Examiner first noted that the applicant's response filed November 1, 2004, was not signed by the applicant's attorney. The applicant's attorney apologizes for this oversight and thanks the Examiner for noting this error.

The Examiner also stated that the claims that read on Figs. 1-4 are claims 1-4, 6, 8, 11, 12, 16 and 17. For purposes of this response, Applicant agrees with the Examiner that these claims read on FIGS. 1-4 and requests that claims 1-4, 6, 8, 11, 12, 16 and 17 be examined accordingly.

If the Examiner has any questions about this Response, the Examiner is invited to contact Applicant's attorney at the phone number listed below.

Respectfully submitted,

Martin A Weeks

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